BOARD OF COUNTY COMMISSIONERS LAKE COUNTY, FLORIDA

REGULAR MEETING

SEPTEMBER 19, 2006

COUNTY COMMISSIONERS

Catherine C. Hanson, Chairman Welton G. Cadwell, Vice Chairman Jennifer Hill, District #1 Robert A. Pool, District #2 Debbie Stivender, District #3 Cindy Hall, County Manager Sanford A. Minkoff, County Attorney James C. Watkins, Clerk to the Board

DISCLAIMER

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

Formal and regular meetings of the Board of County Commissioners are typically held on Tuesdays. As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a work session during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. Work sessions do not take the place of the formal public hearing process during which public comment is heard and formal action is taken.

The Board and staff welcome written comments prior to any public meeting. Comments or questions regarding the subject matter of any Board action or workshop may be delivered by written comment to appropriate County staff or mailed to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778. Citizen input is also typically scheduled at the conclusion of public meetings on the first and third Tuesdays.

ITEMIZED AGENDA

September 19, 2006

9:00 A.M. Invocation

Pledge of Allegiance

I. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

II. <u>CLERK OF COURT'S CONSENT AGENDA</u>

<u>Tab 1</u> Approval of Clerk of Courts' Consent Agenda (Items 1 through 9):

- 1. Request to acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office. Acknowledge Receipt
- 2. Annexation Ordinance No. 2006-36, from the City of Tavares, annexing approximately 9.2 acres, located on the north side of CR 448, approximately 1,300 feet west of the intersection of CR 561 and CR 448. Passed and ordained the 16th day of August, 2006, by the City Council of the City of Tavares, Florida. Acknowledge Receipt
- 3. Ordinance No. 2006-16, from the City of Minneola, amending the boundaries of the City of Minneola, in accordance with the procedure set forth in Section 171.044, Florida Statutes, to include within the City limits approximately 206.82+/- acres of property generally located east of U.S. Highway 27 and south of Southern Breeze Road, in Lake County, Florida. Rezoning said property from County AR (Agricultural/Residential) to PUD (Planned Unit Development). Passed and ordained the 11th day of July, 2006, by the City Council of the City of Minneola, Florida. Acknowledge Receipt
- 4. Lake County Water Authority's Draft Tentative Budget for 2006/2007. Budget Hearings are scheduled as follows: Tentative Budget Hearing 5:05 p.m., September 13, 2006, BCC Chambers, 315 W. Main Street, Tavares; Final Budget Hearing 5:05 p.m., September 27, 2006, BCC Chambers, 315 W. Main Street, Tavares. Acknowledge Receipt

- 5. Notice from City of Umatilla of its intention to modify its Community Redevelopment Plan and amend the boundaries of the redevelopment district. A public hearing to consider a resolution modifying the boundaries will be held by the Umatilla City Council on Tuesday, September 19, 2006, 7:00 p.m., at Umatilla City Hall, 1 S. Central Avenue, Umatilla, Florida. Acknowledge Receipt.
- 6. Cascades at Groveland Community Development District Resolution 2006-38 (passed and adopted August 16, 2006) identifying the FY 2006-2007 meeting schedule of the Board of Supervisors of the District, submitted pursuant to Chapter 190, Florida Statutes. All meetings of the Board shall be open to the public. Meeting dates are: October 18, 2006, November 15, 2006, December 20, 2006, January 17, 2007, February 21, 2007, March 21, 2007, April 18, 2007, May 16, 2007, June 20, 2007, July 18, 2007, August 15, 2007, September 16, 2007. All meetings will convene at 2 p.m. at Marion Baysinger Memorial Library, 756 W. Broad Street, Groveland, Florida. Acknowledge Receipt
- 7. Original recorded Mortgage entered into between Karl Shirey and Lake County, as a result of Circuit Court Case No. 2004-CA-3379, dealing with Code Enforcement violations. Acknowledge Receipt.
- 8. Received City of Fruitland Park's annexation Ordinances 2006-007, 2006-008 and 2006-013. Passed and ordained August 24, 2006, by the City Commission of the City of Fruitland Park, Florida. Acknowledge Receipt
- 9. Notification from the Florida Department of Transportation (FDOT) that FDOT has initiated a Project Development and Environment (PD&E) study for U.S. 27 in Polk County. The limits of the project (Financial Project ID: 197534-1-22-01) are from north of I-4 to U.S. 192, an approximate length of 8 miles. This study is necessary to determine all feasible alternatives for adding lanes, adding paved shoulders, replacing a substandard bridge and straightening non-standard curve geometry. Additional safety improvements including sight distance corrections and guard rail options will also be studied. Public meetings and a formal public hearing are planned within the next two years to provide project information and to solicit public comments. Newsletters and flyers will be mailed to elected and appointed officials, property owners, interested persons, and the news media in advance of the public meetings and hearing. The study is expected to be completed in about 24 months. – Acknowledge Receipt

III. COUNTY MANAGER'S CONSENT AGENDA (Tabs 2 through 34)

Budget

1. Budget transfer - General Fund, Department of Public Works, Parks and Trails Division. Transfer \$40,122.00 from Professional Services to Contractual Services. Funds needed for the Blueways Navigation Signage Project contract for the installation of signs on the Blueways. Funds available in Professional Services.

RECOMMENDATION: Approval

2. Budget transfer – Library Impact Fee Trust Fund, Department of Community Services, Library Services Division. Transfer \$150,000.00 from Special Reserve to Aids to Governmental Agencies. Funds are needed for the approved Leesburg Public Library project. The City of Leesburg has submitted a request to release the first payment of 30% of the \$500,000.00 impact fee award pursuant to the interlocal agreement. Funds were budgeted in the Special Reserve account pending approval of Library Impact Fee applications submitted each year.

RECOMMENDATION: Approval

3. Budget transfer – Section 8 (County) Fund, Department of Community Services, Housing and Community Development Division. Transfer \$25,000.00 from Special Reserve to Housing Assistance Payments County. HUD has not yet sent the funding to cover Housing Assistance Payments. There is a deficit for part of August and September. This transfer will cover the payments through the end of the fiscal year. Funds available from Special Reserve until the funds from HUD are received.

- <u>Tab 3</u> Approval of very low-income and low-income impact fee waivers as refunds to lenders on behalf of qualified individuals:
 - Refund to USDA/Rural Housing Services on behalf of Ms. Henrietta Crosby. Waiver approved by the County Manager on 8/22/05.
 - Refund to USDA/Rural Housing Services on behalf of Ms. Kinisha Ford. Waiver approved by the County Manager on 10/12/05.
 - Refund to National City Mortgage on behalf of Mr. Leonard Barbe. Waiver approved by the County Manager on 5/8/06.
 - Refund to National City Mortgage on behalf of Mr. & Mrs. Willie Bennett. Waiver approved by the County Manager on 6/5/06.

RECOMMENDATION: Approval

Tab 4 Approval of authorization for the Chairman to sign a letter opposing the Advanced Telecommunications and Opportunity Reform – Consumers' Choice and Broadband Deployment Act of 2006 (H.R. 5252).

RECOMMENDATION: Approval

Community Services

<u>Tab 5</u> Approval of Agreement with Lake County Funeral Directors Association for burial of indigent or unclaimed persons.

RECOMMENDATION: Approval

Approval of the Human Service Grant Review Committee recommendation and provide funding as summarized for fiscal year October 1, 2006 through September 30, 2007. Authorize signature by the Chairman to sign subsequent contracts and other related documents contingent on County Attorney approval.

RECOMMENDATION: Approval

Approval to designate Lifestream Behavioral Center as the approved drug abuse treatment/education program recipient for FY 2006/2007 using funds collected totaling \$16,700.00 (projected amount) per Ordinance No. 2001-90 from 10/1/05 through 9/30/06 and authorize the Board chair to sign the subsequent contract and other related documents contingent on County Attorney approval.

Tab 8 Approve and authorize the Chairman to sign the FY 2005-06 Community Development Block Grant (CDBG) Partnership Agreement between the Forest Hills-Lake Mack Association and the County. The Agreement allocates CDBG funds, in an amount not to exceed \$1,500.00, for improvements to the Lake Mack Community Center. By approving the Agreement, the BCC is also directing the Community Services Department to execute the agreement and oversee completion of the project as covered in the Scope of Services.

RECOMMENDATION: Approval

<u>Tab 9</u> Approval and signature of the FY 2006/2007 State Aid to Libraries Grant Application and Agreement.

RECOMMENDATION: Approval

Tab 10 Approval and execution of the Authorizing Resolution by the Lake County Board of County Commissioners to increase the amount of Tax-Exempt Bonds for "The Club at Eustis Village Apartments" from \$7,500,000.00 to \$8,000,000.00.

RECOMMENDATION: Approval

<u>Tab 11</u> Approval of the Transportation Coordination Agreement between the Lake County Board of County Commissioners and Joan Brower.

RECOMMENDATION: Approval

Tab 12 Approval of the Standard Coordinator Contract between the Lake County Board of County Commissioners and Sunrise Arc for the operation of their transportation services.

RECOMMENDATION: Approval

Tab 13 Approval of the agreement extension between Lake County Board of County Commissioners and Mid Florida Community Services, Inc. for the provision of transportation services.

RECOMMENDATION: Approval

Tab 14 Approval of the Standard Coordinator Contract between the Lake County Board of County Commissioners and Je-bo Services to provide transportation pursuant to the requirements of Chapter 427 and Rule 41-2.

<u>Tab 15</u> Approval and execution of a new Authorizing Resolution ratifying the issuance of \$1,500,000.00 of Multi-family Housing Revenue Bonds for "The Cove at Lady Lake Apartments". RECOMMENDATION: Approval Approval for the Transportation Disadvantaged to proceed with the Tab 16 "Name the Bus" contest for the Fixed Route Service. RECOMMENDATION: Approval **Employee Services** <u>Tab 17</u> Approval of the Lake County Workers' Compensation and Property & Liability Policy and Property & Liability Claims Settlement Policy.

RECOMMENDATION: Approval

<u>Tab 18</u> Approval of an offer to settle Ruben Leal's claim for property damage, subject to the County Attorney's review and approval.

RECOMMENDATION: Approval

Tab 19 Approval of re-activation contract and Lake County Commission Chair to sign said contract between Careerbuilder and Lake County Employee Services for service dates from 10/1/06 through 9/30/07.

RECOMMENDATION: Approval

<u>Tab 20</u> Approval of an offer to settle Tracy Rebando's claim for property damage, subject to the County Attorney's review and approval.

RECOMMENDATION: Approval

<u>Tab 21</u> Approval of the Lake County Use of Tobacco Products Policy.

RECOMMENDATION: Approval

Growth Management

Tab 22 Approval and execution of a Release of Fine, Property Owner: Michael Witt, Patricia Fuller, & Estate of Mary Williams, Case #CEB308-00.

Procurement

Tab 23 Approval to (1) declare the items on the attached lists as surplus to county needs, (2) authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director to sign the vehicle titles. The items on the attached lists have been declared surplus by their respective agencies due to age, wear, and obsolescence.

RECOMMENDATION: Approval

<u>Tab 24</u> Approval and execution of the First Amendment to Inwood Consulting Engineers, Inc. to include reimbursable expenses for their continuing contract.

RECOMMENDATION: Approval

Tab 25 Approval and execution of contracts with GMB Engineers & Planners, Inc., HDR Engineering, Inc., HNTB Corporation and Tindale-Oliver & Associates, Inc. for continuing on-call transportation engineering services.

RECOMMENDATION: Approval

<u>Tab 26</u> Approval and execution of a contract with Comprise Technologies, Inc. for services for the Lake County Library Services Public PC and Print Management Services in the amount of \$47,106.00.

RECOMMENDATION: Approval

Tab 27 Approval and execution of a contract with Electric Services, Inc. to provide installation of emergency generator at the Clerk of Courts Records Center and approve a Budget Transfer in the amount of \$270,406.00.

RECOMMENDATION: Approval

<u>Tab 28</u> Approval and execution of a contract with Vanasse Hangen Brustlin, Inc. in the total amount of \$704,669.60.

RECOMMENDATION: Approval

Public Works

Tab 29 Approval to advertise ordinance to change the name of the Parks & Recreation Advisory Board to the Parks, Recreation and Trails Advisory Board.

Approval to accept the final plat for Williams Place, which consists of 16 lots and is located in Section 1, Township 23 South, Range 25 East, and all areas dedicated to the public as shown on the Williams Place plat, accept a maintenance bond in the amount of \$37,085.82, execute a Developer's Agreement for Maintenance of Improvements between Lake County and Ladd Development, Inc., and execute a resolution accepting the following road into the County Road Maintenance System: Dovetail Lane (Co. Road No. 0938G) – Commission District 2.

RECOMMENDATION: Approval

Tab 31 Approval of the Resolution recognizing observance of "Put The Brakes on Fatalities Day" on October 10, 2006.

RECOMMENDATION: Approval

Tab 32 Approval of the amendment to the Agreement between Lake County and Reynolds, Smith, and Hills to continue with the design of Britt Road.

RECOMMENDATION: Approval

Tab 33 Approval to release a letter of credit for maintenance in the amount of \$11,066.00 posted for Eagles Point Phase 1, which consists of 27 lots and is located in Section 6, Township 19 South, Range 26 East – Commission District 5.

RECOMMENDATION: Approval

Approval and signature of Resolution to advertise for Public Hearing, Vacation Petition No. 1095, to vacate right of way, in the Plat of Monte Vista Park Farms, located in Section 6, Township 23 S, Range 26 E, in the Clermont area – Commission District 2.

RECOMMENDATION: Approval

IV. COUNTY ATTORNEY CONSENT AGENDA (Tab 35 through 40)

- Tab 35 Authorization to encumber funds and execute a rental agreement with Lake Warehouse & Storage Tavares for rental of warehouse units for Public Safety.
- <u>Tab 36</u> Authorization to encumber funds and execute a rental agreement with Lake Warehouse & Storage Tavares for rental of warehouse unit for Library Services.
- Tab 37 Authorization to encumber funds and execute a renewal agreement with Frederick C. Belton for rental of office space for Guardian Ad Litem.

- Tab 38 Conceptual approval of proposed land exchange between City of Tavares, Tavares Homeowners, Inc. and Tavares Station Development, Inc.
- <u>Tab 39</u> Approve renewal of BOE agreement with Bruce Duncan.
- <u>Tab 40</u> Approval of Interlocal agreement with the City of Eustis pertaining to animal control services for the city.

V. PRESENTATIONS

- PRESENTATION: Presentation of Resolution to Bruce and Cathy Brown congratulating them on their receipt of the National Wildlife Federation's 2006 "Volunteer of the Year" award and recognizing and applauding their many contributions to Lake County.
- <u>Tab 42</u> **PRESENTATION**: Robert Johnson, representing the Chamber Alliance of Lake County, will make a presentation recommending the development of a countywide economic development vision for Lake County.
- <u>Tab 43</u> **PRESENTATION**: Tindale-Oliver and Associates will present information on the upcoming impact fee update studies to include methodology, time-frame and expectations of results.
- <u>Tab 44</u> **PRESENTATION**: Presentation by Inwood Consulting Engineers on the SR 40 PD&E Study from Silver Springs to US 17.

VI. PUBLIC HEARINGS – 7:00 P.M. or As Soon Thereafter

PUBLIC HEARING: Set the final millage rates and adopt the Fiscal Year 2007 Budget.

VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Budget

Tab 45 Approval request for refund of school impact fees by Banyan Homes, Inc. paid on 5 lots, less 3% kept by the City of Groveland as collection allowance. School impact fees were prepaid at an earlier date and charged again on the building permits.

Procurement

Tab 46 Approval of the revised Procurement Policy LCC-18 that increases Board awareness of expenditures under certain term and supply contracts, and establishes a consistent Board review and/or approval threshold for all purchases.

VIII. OTHER BUSINESS

Tab 47 Ratification of Norma Hendricks and Sanna Henderson as the 2006 Women's Hall of Fame inductees as selected by the Women's Hall of Fame Committee.

<u>Tab 48</u> Appointment of four individuals to upcoming vacant positions on the Mt. Plymouth-Sorrento Planning Advisory Committee to serve four-year terms beginning October 11, 2006.

<u>Tab 49</u> Appointment of individuals to vacant positions on the Public Lands Acquisition Advisory Council.

<u>Tab 50</u> Appointment of members to the recently amended Environmental Protection Advisory Board.

IX. REPORTS

County Manager

County Attorney

Commissioner Hill – District #1

Commissioner Pool – District #2

Commissioner Stivender – District #3

Consider and approve request for funding from the Safe Climate Coalition of Lake County, Inc. for infrastructure sustainability in order to continue to operate on a timely basis in a fiscally sound manner. This program is eligible for crime prevention funds collected by the County pursuant to F.S. 775.083(2), Lake County Code 9-17. These funds must be spent by the County, in consultation with the Sheriff, for crime prevention programs, including safe neighborhood programs.

Commissioner Hanson - Chairman and District #4

Discussion regarding evaluations for County Manager and County Attorney.

Commissioner Cadwell – District #5

CITIZEN QUESTION AND COMMENT PERIOD

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.

TENTATIVE AGENDA

SEPTEMBER 26, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

9:00 A.M. or as Soon There

PUBLIC HEARING: Proposed ordinance Section 9-15, Lake County Code, Additional

Traffic Costs (Dori Slosberg)

TENTATIVE AGENDA

OCTOBER 3, 2006

9:00 A.M. **Regular Meeting**

9:00 A.M. or as Soon Thereafter

PUBLIC HEARING: Comprehensive Plan Transmittal

9:00 A.M. or as Soon Thereafter

PUBLIC HEARING: Proposed ordinance amending Section 3.01.03 to allow for putting

Exotic Animals back into the Lake County Zoning Matrix, Section 3.01.03.

9:00 A.M. or as Soon Thereafter

PUBLIC HEARING: Proposed ordinance - Transportation Impact Fee/Home Improvement

Superstore

9:00 A.M. or as Soon **Thereafter**

PUBLIC HEARING: Proposed ordinance - Mobile Home Exemptions

TENTATIVE AGENDA

OCTOBER 10, 2006

9:00 A.M. **Regular Meeting/Tentative**

TENTATIVE AGENDA

OCTOBER 17, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

OCTOBER 24, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

NOVEMBER 7, 2006

9:00 A.M. **Regular Meeting**

TENTATIVE AGENDA

NOVEMBER 14, 2006

9:00 A.M.	Regular Meeting/Tentative
	TENTATIVE AGENDA
	NOVEMBER 21, 2006
9:00 A.M.	Regular Meeting
	TENTATIVE AGENDA
	NOVEMBER 28, 2006
9:00 A.M.	Regular Meeting (Zoning and Road Vacations)
==========	TENTATIVE AGENDA
	DECEMBER 5, 2006
9:00 A.M.	Regular Meeting
==========	TENTATIVE AGENDA
	DECEMBER 12, 2006
9:00 A.M.	Regular Meeting/Tentative
==========	TENTATIVE AGENDA
	DECEMBER 19, 2006
9:00 A.M.	Regular Meeting (Zoning and Road Vacations)